

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6317

BILL NUMBER: HB 1059

NOTE PREPARED: Mar 21, 2005

BILL AMENDED: Mar 21, 2005

SUBJECT: Chemical Munitions Disposal and Transport.

FIRST AUTHOR: Rep. Grubb

FIRST SPONSOR: Sen. Gard

BILL STATUS: CR Adopted - 2nd House

FUNDS AFFECTED: **GENERAL**
 X DEDICATED
 X FEDERAL

IMPACT: State & Local

Summary of Legislation: (Amended) This bill provides that a hazardous waste facility that generates or treats certain hazardous wastes associated with chemical munitions must demonstrate that the wastes will be destroyed or treated to certain standards or levels. It requires the Department of Environmental Management (IDEM) to implement an inspection and oversight protocol to ensure enforcement. The bill also requires a person that transports chemical munitions or hazardous waste derived from bulk neutralization and destruction of the agent VX to file with IDEM, the State Police Department, and the State Emergency Management Agency an evaluation of potential transportation risks and a transport safety plan, and to transport only at times that provide maximum public safety.

Effective Date: Upon passage.

Explanation of State Expenditures: (Revised) This bill will require a person proposing to transport munition-related hazardous wastes to provide their own transport risk assessment. According to IDEM, the Department has currently spent \$13,000 on contracting out transport risk assessments and has encumbered another \$10,000 for this purpose. These expenses are paid through the Newport Cooperative Agreement IDEM has with the U.S. Department of Defense. Because these federal funds from the agreement may not be utilized for any other IDEM expenditures, this provision of the bill will not have an impact on the agency.

IDEM is currently in the process of implementing an inspection and oversight protocol; therefore, the provision requiring such a protocol will have no additional impact on the Department.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Environmental Management; state agencies involved in the transportation of the substances.

Local Agencies Affected:

Information Sources: Wendy Hoffspiegel, Department of Environmental Management.

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